

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

MICHAEL D. MAYO, )  
Plaintiff, )  
v. )  
UBS REAL ESTATE SECURITIES, INC. )  
and DEUTSCHE BANK NATIONAL TRUST )  
COMPANY (in its capacity as trustee of )  
the MASTR SPECIALIZED LOAN )  
TRUST 2007-01), )  
Defendants. )  
No. 08-00568-CV-W-DGK

## **ORDER DENYING MOTION TO STAY BRIEFING SCHEDULE**

Before the Court is Defendant UBS Real Estate Securities, Inc.'s Motion to Stay Briefing Schedule (doc. 269), which Defendant Deutsche Bank National Trust Company in its capacity as a trustee of the MASTR Specialized Loan Trust 2007-01 has joined.

Defendants request that the Court stay the briefing concerning the *Washington v. Countrywide Home Loans* decision until that decision becomes final, noting that a party may seek a rehearing from the panel or rehearing en banc.

Assuming for the sake of argument that a party does seek a rehearing, there is uncertainty whether such a request would be granted. The Court also notes this case is almost three years old, a fact which also weighs against issuing a stay. The motion is DENIED.

## IT IS SO ORDERED.

DATE: August 10, 2011

/s/ Greg Kays  
GREG KAYS, JUDGE  
UNITED STATES DISTRICT COURT